

REMARKS/ARGUMENTS

The Notice of Allowance and fees due mailed on March 15, 2006, included an Examiner's Amendment. The Examiner's Amendment left intact the "substantially simultaneously" language deleted from Claims 10 and 16 as part of revised proposed amendments provided to the Examiner on March 4, 2006. This was discussed between the undersigned and the Examiner in a telephone interview held on March 30, 2006 (See Exhibit A, Interview Summary). The Examiner indicated that the matter would be discussed with the Primary Examiner, and that the undersigned would be contacted regarding the status of the Amendment. The undersigned has, to date, received no update regarding the status of the proposed revision to the Examiner's Amendment.

The Amendments to the claims set forth herein were originally presented to the Examiner on March 4, 2006, and discussed with the Examiner at that time (See Exhibit A). As previously indicated by the undersigned, the phrase "substantially simultaneously" is not required in Claims 10 and 16 in order to patentably distinguish those claims from the cited references. In particular, as explained to the Examiner in an email dated March 4, 2006 (See Exhibit B), Claims 10 and 16 should be allowable for at least the reason that they recite passing data read from the second storage device, to both the transport master (via the mux) and to the transport slave in a failover mode.

Accordingly, the Amendment set forth herein is needed in order to properly protect the invention. The amended claims have already been presented to the Examiner, and therefore no additional search or examination should be required. As noted above, the claims are patentable because they recite elements that are not disclosed in the cited references. Finally, these amended claims were presented earlier.

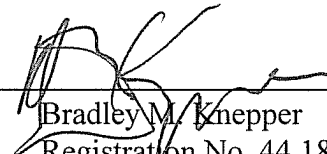
Application No. 09/904,704

Applicants respectfully request that the amendments set forth herein be entered. The Examiner is requested to contact the undersigned by telephone if the Examiner has questions or if doing so would expedite the resolution of this case.

Respectfully submitted,

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By: _____


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